

**AGENDA**

**EXETER TOWN COUNCIL  
REGULAR MEETING**

**MEETING DATE**

**MONDAY, JULY 10, 2023, 7:00 P.M.**

**MEETING LOCATION**

**COUNCIL CHAMBERS, CLERK'S OFFICE BUILDING  
675 TEN ROD ROAD, EXETER, RHODE ISLAND**

**All Agenda Items are subject to review, consideration,  
discussion, and/or possible action by the Town Council**

**Per the Town Council's By-laws, Section 119 (Decorum), order must be preserved during  
Town Council Meetings. No person shall by statement, action, conversation, or otherwise,  
interrupt a Council Member or delay the proceedings of the Town Council Meeting.**

**No. 1: PLEDGE OF ALLEGIANCE:    CALVIN A. ELLIS  
TOWN COUNCIL MEMBER**

**No. 2: CALL TO ORDER AND ROLL CALL**

**No. 3: ACKNOWLEDGEMENTS AND ANNOUNCEMENTS:**

**A.    DIRECTOR OF PUBLIC WORKS, ROBERT SHAPPY, HAVING PASSED  
STATE REQUIREMENTS, IS NOW A CERTIFIED ARBORIST**

**No. 4: APPROVAL OF AGENDA ORDER**

**No. 5: APPROVAL OF CONSENT AGENDA: Consent Agenda items are  
accepted in one motion, unless removed by a Council Member.**

- A. REYNOLDS CHARITABLE TRUST: Approval of Vouchers and Signing of Documents, if any.**
- B. REPORTS: Those removed by a Council Member will be addressed under Agenda Item No. 11.**
  - 1. TOWN CLERK**
  - 2. TREASURER**
  - 3. TAX ASSESSOR**
  - 4. TAX COLLECTOR**
  - 5. TOWN PLANNER**
  - 6. ANIMAL CONTROL**
  - 7. TRANSFER STATION**
  - 8. EXETER PUBLIC LIBRARY**
  - 9. INFORMATION TECHNOLOGY**
  - 10. DEPARTMENT OF PUBLIC WORKS**
  - 11. DEPARTMENT OF SOCIAL SERVICES**
  - 12. EMERGENCY MANAGEMENT/PUBLIC SAFETY**
  - 13. RURAL LAND PRESERVATION TRUST COMMITTEE**
  - 14. EXETER JOB CORPS ACADEMY**
  - 15. EXETER-WEST GREENWICH SCHOOL DISTRICT**
  - 16. EXETER-WEST GREENWICH REGIONAL SCHOOL BUILDING COMMITTEE**
- C. COMMUNICATIONS: See Appendix A attached hereto and incorporated herein. Those removed by a Council Member will be addressed under Agenda Item No. 13.**
- D. SCHEDULE OF JULY MEETINGS AND EVENTS**
- E. BILLS, APPROPRIATIONS, AND ABATEMENTS:**
  - 1. BILL SHEET**
  - 2. TAX ASSESSOR'S ABATEMENTS**
  - 3. TAX COLLECTOR'S REMITTANCES AND ABATEMENTS**
- F. APPROVAL OF MINUTES:**
  - 1. COUNCIL SPECIAL MEETING, FEBRUARY 27, 2023**
  - 2. COUNCIL SPECIAL MEETING, MARCH 9, 2023**
  - 3. COUNCIL SPECIAL MEETING, JUNE 20, 2023**

**No. 6: VACANCIES AND APPOINTMENTS:**

**A. VACANCIES:**

- 1. PERSONNEL BOARD (5 MEMBERS NEEDED)**
- 2. CONSERVATION COMMISSION (7 MEMBERS NEEDED)**

**B. RESIGNATIONS**

**C. APPOINTMENTS:**

- 1. JUVENILE HEARING BOARD ALTERNATE MEMBER (TO SERVE THREE-YEAR TERM BEGINNING DATE OF APPOINTMENT)**
- 2. EXETER RURAL LAND PRESERVATION TRUST COMMITTEE MEMBERS (TO SERVE FOUR-YEAR TERM BEGINNING DATE OF APPOINTMENT)**
- 3. WOOD-PAWCATUCK WILD AND SCENIC RIVERS STEWARDSHIP COUNCIL ALTERNATE MEMBER**
- 4. LIBRARY BOARD OF TRUSTEES MEMBER (TO SERVE THREE-YEAR TERM BEGINNING DATE OF APPOINTMENT)**
- 5. BOARD OF CANVASSERS ALTERNATE MEMBER (TO SERVE UNEXPIRED TERM ENDING MAY 3, 2027)**
- 6. PUBLIC WORKS SUPERINTENDANT**
- 7. PLANNING BOARD MEMBER (TO SERVE FIVE-YEAR TERM BEGINNING DATE OF APPOINTMENT)**
- 8. ZONING BOARD OF REVIEW ALTERNATE MEMBER (TO SERVE FIVE-YEAR TERM BEGINNING DATE OF APPOINTMENT)**
- 9. REYNOLDS CHARITABLE TRUST COMMITTEE MEMBER (TO SERVE THREE-YEAR TERM BEGINNING DATE OF APPOINTMENT)**

**D. EXPIRING TERMS**

**No. 7: PUBLIC HEARINGS:**

- A. PROPOSED AMENDMENT TO EXETER CODE OF ORDINANCES:  
CHAPTER 22, ENVIRONMENT; ARTICLE IV, SPECIAL FLOOD HAZARD  
AREAS; SECTION 22-52, APPLICABILITY; SECTION 22-52(a), SPECIAL  
FLOOD HAZARD AREAS**

**No. 8: PUBLIC COMMENT:** Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council, unless they are of an emergency nature. (3-minute time limit per person; 15-minute maximum time allowed for this agenda item).

**Section 42-46-6 of the Open Meetings Act and the Town Council By-Laws prohibit the Town Council from deliberating, debating, or acting on previously unposted matters during the Public Comment section of the agenda.**

**State law prohibits the Town Council from acting or voting upon any such matter, except under emergency circumstances. The Town Council may only, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting. Accordingly, because the Council is obliged not to respond, the immediate silence of the Town Council Members relative to any matter raised by a speaker during Public Comment may not be construed as any endorsement, confirmation, acquiescence in, support of, or the taking of any position concerning, a matter raised by a member of the public under Public Comment.**

**Public participants under Public Comment are also reminded that they must adhere to the dictates of Sections 115.B, 117 (Manner of Address), 119 (Decorum), and 120 (Enforcement) of the Council By-Laws in addressing the Council during a public meeting under Public Comment.**

**No. 9: NEW BUSINESS:**

- A. EXETER PUBLIC LIBRARY DIRECTOR: AWARDING OF BID: GUTTERS AND DOWNSPOUTS**
- B. EXETER PUBLIC LIBRARY DIRECTOR: AWARDING OF BID: REFINISH PORTICO CEILING AND FASCIA**
- C. EXETER PUBLIC LIBRARY DIRECTOR: AWARDING OF BID: PRIVACY POD**
- D. TREASURER'S OFFICE: AWARDING OF BID: AUDIT SERVICES**
- E. AWARDING OF BID: TOWN HALL ARCHITECTURAL SERVICES**
- F. DEPARTMENT OF PUBLIC WORKS: REQUEST FOR PROPOSAL: PLANTS, TREES, EVERGREENS, BUSHES**
- G. EXETER CLERK'S OFFICE BUILDING, SECOND FLOOR: SOUNDPROOFING**
- H. PLANNING AND ZONING DECISIONS: PUBLIC ACCESS**
- I. NEW LEGISLATION: CHANGES TO LOW-MOD ACT, COMPREHENSIVE PLANNING ACT, ZONING ENABLING ACT, AND LAND DEVELOPMENT AND SUBDIVISION ACT**

**No. 10: UNFINISHED BUSINESS:**

- A. USE OF AMERICAN RESCUE PLAN ACT FUNDS: TOWN HALL ADDITION V. NEW TOWN HALL V. PURCHASE OF 742 TEN ROD ROAD**
- B. JULY 2022 COMMUNICATION NO 16: GOVERNOR MCKEE: RHODE ISLAND CAPITAL PROJECTS FUND: MULTI-PURPOSE COMMUNITY FACILITIES MATCHING GRANT**
- C. SPLIT ROCK MOBILE PARK :**
  - 1. REQUEST OF ELECTRICAL INSPECTOR RANDY McGOVERN TO OBTAIN ENGINEER'S REPORT AND REQUIRE VIOLATIONS TO BE CORRECTED TIMELY**
  - 2. TRAILER PARK LICENSE RENEWAL APPLICATION: SPLIT ROCK MOBILE PARK, 480 SOUTH COUNTY TRAIL**
- D. SIGNAGE ON MAJOR ROUTES INTO TOWN**
- E. RESOLUTION NO. 2023-01: RESOLUTION URGING PASSAGE OF STATE LEGISLATION REGARDING GENERAL ASSEMBLY APPROPRIATIONS IN LIEU OF PROPERTY TAX FOR STATE-OWNED PROPERTIES IN THE TOWN OF EXETER**
- F. TOWN OF EXETER CODE OF ORDINANCES; CHAPTER 14, BUILDINGS AND BUILDING REGULATIONS; ARTICLE IV, IMPACT FEES**
- G. TOWN EMAILS AND RECORDS: OFFICIALS, STAFF, BOARDS, AND COMMISSIONS**
- H. HISTORIC PRESERVATION: WOODY HILL AND HALL SCHOOLS**
- I. RESOLUTION AUTHORIZING THE CREATION OF AN EMERGENCY MANAGEMENT/HAZARD MITIGATION ADVISORY COMMITTEE**
- J. DIRECTOR OF PUBLIC WORKS: REQUEST FOR GUIDANCE: INCIDENT AT 5 WEST SHORE DRIVE**

**No. 11: REPORTS OF OFFICERS, BOARDS, AND COMMITTEES:**

- A. TOWN COUNCIL ASSISTANT'S REPORT:  
TOWN COUNCIL ASSISTANT, KENNETH G. FINDLAY**
- B. SOLICITOR'S REPORT : JAMES P. MARUSAK, ESQ.**
- C. REPORTS REMOVED FROM CONSENT AGENDA**

**No. 12: OTHER ADMINISTRATIVE ISSUES**

**No. 13: COMMUNICATIONS**

**No. 14: EXECUTIVE SESSION:**

- A. CURRENT/FUTURE LITIGATION:**
  - 1. GREEN DEVELOPMENT V. TOWN OF EXETER ET ALS (EIGHT CASES)**
  - 2. DiGREGORIO V. LAWLER ET AL (TWO CASES)**
  - 3. ASA V. DAVIS III V. TOWN OF EXETER (NINE CASES)**
- B. POTENTIAL LITIGATION:**
  - 1. DEPARTMENT OF ENVIRONMENTAL MANAGEMENT: NOTICE OF  
INTENT TO ENFORCE, TOWN GARAGE, 175 SOUTH COUNTY TRAIL**
- C. INVESTIGATIVE MATTERS:**
  - 1. DEPARTMENT OF ENVIRONMENTAL MANAGEMENT: NOTICE OF  
INTENT TO ENFORCE, TOWN GARAGE, 175 SOUTH COUNTY TRAIL**
- D. COLLECTIVE BARGAINING:**
  - 1. MANNER OF RECORDING HOURS WORKED**
  - 2. POSSIBLE CREATION OF NEW POSITION**

**No. 15: ADJOURNMENT**

**POSTED JULY 5, 2023, AT TOWN OF EXETER CLERK'S OFFICE, PUBLIC LIBRARY, AND POST  
OFFICE, AND ON SECRETARY OF STATE'S AND TOWN OF EXETER'S WEBSITES**

**The public is welcome to attend any meetings of the Exeter Town Council or its committees, boards, or commissions. If communications assistance or other accommodation is required or necessary to ensure equal participation, please contact the Exeter Town Clerk's Office two business days prior to the meeting during normal business hours, 9:00 a.m. to 4:00 p.m., at (401) 294-3891, Ext. 9, or clerk@exeterri.gov. The Exeter Town Clerk's Building is handicapped accessible.**

## **APPENDIX A**

### **No. 6C Communications:**

- No. 1    06/07/2023    Town of Warren: Resolution in Support of Legislation Authorizing Financing for School Construction and/or Renovation**
- No. 2    06/07/2023    Letter from John Schilling: Complaint about noise from Mail Road**
- No. 3    06/07/2023    Paul A. Ward, Jr. Esq.: Reynolds Trust Voucher Request and Invoice**
- No. 4    06/07/2023    Asa Davis: Issues regarding the April 28, 2023 denial of the Estate Drive Petition**
- No. 5    06/07/2023    Governor McKee's Office:**  
**A) Governor McKee Issues Proclamation Celebrating LGBTQ+ Pride Month**  
**B) McKee Administration Announces Learn365RI RFP Seeking Proposals for Advanced Learning Beyond the 180 Day School Year**  
**C) McKee Administration Supports Early Childhood Educators Through Step Up to Child Care WAGE\$**
- No. 6    06/12/2023    Town of Barrington Resolution: Celebrating the Month of June as Barrington Pride Month, Honoring LGBTQIAP+ Residents, and Centering Trans Youth**
- No. 7    06/12/2023    Governor McKee's Office:**  
**A) Governor McKee Signs Bills Into Law**  
**B) McKee Administration Launches Municipal Technical Assistance Program to Increase Affordable Housing Production Statewide**
- No. 8    06/14/2023    Governor McKee's Office:**  
**A) Governor McKee, Rhode Island Commerce Announce New Round of 'Take It Outside' Grants to Bolster Small Businesses**  
**B) Governor McKee Issues Declaration of Disaster Emergency to Address Newport Cliff Walk Damage**  
**C) Cranston Signs Learn365RI Municipal Compact, Commits to Increasing Out-Of-School Learning Opportunities**
- No. 9    06/15/2023    FEMA: Deadline for adoption and approval of floodplain management measures is July 19, 2023**

- No. 10 06/15/2023 Town of Burrillville: Resolution Opposing Senate Bill 2023 – S 137 and House Bill 2023 – H 5201, Relating to Towns and Cities – Relief of Injured and Deceased Fire Fighters and Police Officers Presumption for Heart Disease and Hypertension**
- No. 11 06/20/2023 Governor McKee’s Office:**  
**A) Hopkinton Signs Learn365RI Municipal Compact, Commits to Increasing Out-of-School Learning Opportunities**  
**B) Governor McKee Signs Legislation Establishing Juneteenth as a State Holiday in Rhode Island**  
**C) Coventry Signs Learn365RI Municipal Compact, Commits to Increasing Out-of-School Learning Opportunities**
- No. 12 06/20/2023 Frank DiGregorio: Letter regarding Exeter at a crossroad; suggestion for new Town Hall on Library site**
- No. 13 06/20/2023 Governor’s Office: Learn365RI Education Compacts**
- No. 14 06/23/2023 Paul A. Ward, Jr. Esq.: Reynolds Trust Voucher**
- No. 15 06/23/2023 Governor McKee’s Office:**  
**A) Central Falls Signs Learn365RI Municipal Compact, Commits to Increasing Out-of-School Learning Opportunities**  
**B) Lincoln Signs learn365RI Municipal Compact, Commits to Increasing Out-of-School Learning Opportunities**
- No. 16 06/27/2023 Letter from Jennifer Dame: Request for re-evaluation of the income guidelines for the tax exemption for low-to-moderate income housing**
- No. 17 06/29/2023 Asa Davis: Estate Drive cul-de-sac petition**
- No. 18 06/30/2023 Representative Magaziner’s Office: New Grant Opportunity: Energy Efficiency and Conservation Block Grant Program**
- No. 19 06/30/2023 Division of Municipal Finance, Department of Revenue: Municipal Transparency Portal FY22**
- No. 20 06/30/2023 Paul Ward: Discontinuance of dog biscuits at Transfer Station**
- No. 21 06/30/2023 Tomaquag Museum Planning and Development Coordinator: Invitation to Indigenous Veterans’ Monument Groundbreaking; 5:30 pm, July 12<sup>th</sup>, at the Veterans’ Cemetery**



- No. 22 06/30/2023 Governor McKee's Office:**
- A) Governor McKee Signs Bills Into Law**
  - B) Governor McKee Signs Legislation Which Will Reduce the Spread of HIV Transmission**
  - C) Woonsocket Signs Learn365RI Municipal Compact, Commits to Increasing Out-of-School Learning Opportunities**
  - D) Governor McKee, RI Office of Energy Resources and Department of Environmental Management Announce Recipients of Agriculture Energy Grants**
  - E) Governor McKee Swears in Five Judges**
  - F) Governor McKee Kicks Off 2023 Providence-Newport Ferry Season**
  - G) Governor McKee, Lt. Governor Matos Participate in Naturalization Ceremony for 24 New U.S. Citizens**
- No. 23 07/05/2023 United States Department of Agriculture: USDA Farm Service Agency County Committee Election Season is underway**